



Docket No. 22091-701CON1

TECH CENTER 1600/2900

JUN 29 2001

RECEIVED

Certificate of Mailing/Transmission (37 C.F.R. § 1.8(a)):

[X] Pursuant to 37 C.F.R. § 1.8, I hereby certify that this paper and all enclosures are being deposited with the United States Postal Service as first class mail on the date indicated below in an envelope addressed to the Assistant Commissioner for Patents, Washington D.C. 20231.

[] Pursuant to 37 C.F.R. § 1.6(d), I hereby certify that this paper and all enclosures are being sent via facsimile on the date indicated below to the attention of Examiner _____ at Facsimile No. _____ at _____ a.m./p.m.

Dated: June 19, 2001

Name of Person Certifying: _____
Printed Name: Carol M. Gruppi

Carol M. Gruppi

#10
P.J.G.
7/5/01

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: John L. Schenk
Serial No.: 09/478,299
Filing Date: 01/05/2000
Title: METHOD OF CRYOPRESERVING SELECTED SPERM CELLS

Assignee: XY, Inc.
Examiner: M. Meller
Group Art Unit: 1651

Assistant Commissioner for Patents
Washington, D.C. 20231

PETITION AND FEE FOR EXTENSION OF TIME
(37 C.F.R. § 1.136(a))

Sir:

Pursuant to 37 C.F.R. § 1.136(a), Applicant hereby petitions for a 3 month extension of time to respond to the Office Action mailed on December 19, 2000.

1. This communication is in connection with the matter for which this extension is requested
 - a. is filed herewith; or
 - b. has been filed on _____.
2. Applicant(s) claim Small Entity Status under 37 CFR § 1.27.

06/27/2001 DSAYASI1 00000030 501169 09478299

01 FC:217 445.00 CH

3. The following fees are submitted:

	TOTAL MONTHS REQUESTED	OTHER THAN SMALL ENTITY	SMALL ENTITY	CALCULATIONS
a. <input type="checkbox"/>	one month	\$110.00	\$55.00	\$
b. <input type="checkbox"/>	two month	\$390.00	\$195.00	\$
c. <input checked="" type="checkbox"/>	three month	\$890.00	\$445.00	\$445.00
d. <input type="checkbox"/>	four month	\$1,390.00	\$695.00	\$
e. <input type="checkbox"/>	five month	\$1,890.00	\$945.00	\$
f. <input type="checkbox"/>	An extension for ____ months has already been secured for filing the above-identified communication and the fee paid therefor of \$ ____ is deducted from the total fee due for the total months of extension now requested. The fee for this extension (\$ ____), minus the fee previously paid (\$ ____) equals \$ ____ (total fee due).			\$
TOTAL FEES =				\$445.00

Conditional Petition for Extension of Time: An extension of time is requested to provide for timely filing if an extension of time is still required after all papers filed with this communication have been considered.

A check in the amount of \$ _____ to cover the above fees is enclosed.

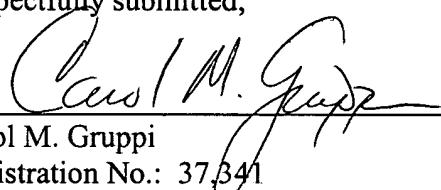
Please charge Deposit Account No. 50-1189, Docket No. 22091-701CON1, in the amount of \$445.00 to cover the above-fees. *A duplicate copy of this sheet is enclosed.*

The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 50-1189, Docket No. 22091-701CON1. *A duplicate copy of this sheet is enclosed.*

DATE: June 19, 2001

Respectfully submitted,

By:



Carol M. Gruppi
Registration No.: 37341

McCutchen, Doyle, Brown & Enersen, LLP
 Three Embarcadero Center
 San Francisco, California 94111
 Telephone: (415) 393-2000
 Telefax: (415) 393-2286